IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 57766-M of 2006

DATE OF DECISION : 21.09.2006

Smt. Lalita

.... PETITIONER

Versus

State of Haryana and others

..... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Bikram Chaudhry, Advocate,
for the petitioner.

* * *

The petitioner has filed this petition under Section 482 of the Code of Criminal Procedure for issuing direction to transfer the investigation in case FIR No. 262 dated 29.7.2006 under Section 376 (g), 506 IPC, registered at Police Station Ballabgarh Sadar District Faridabad, lodged by the petitioner against four accused.

I have heard counsel for the petitioner and gone through the contents of the FIR.

Counsel for the petitioner contends that the local police in this case is not fairly investigating the matter as it is under the influence of the accused. I do not find any substance in this argument.

In this case, the aforesaid FIR was registered only on 29.7.2006. No specific allegation of malafide or bias against the local police for conducting unfair investigation has been alleged. In these circumstances, I am not inclined to issue the aforesaid direction, as in my opinion, such a direction will amount to unjustified and unnecessary interference in the investigation, which is in the domain of the police.

Dismissed.

September 21, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**